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Letter dated 18 May 2017 from the Chargé d'affaires a.i. of the Permanent Mission of Pakistan to the United Nations addressed to the President of the Security Council

Upon instruction from my Government, I have the honour to forward a letter dated 27 April 2017 from the Adviser to the Prime Minister of Pakistan on Foreign Affairs, Sartaj Aziz, to the Secretary-General, drawing attention to the continued violations by India of the Charter of the United Nations and international covenants and conventions on human rights with regard to demographic changes in Indian-occupied Jammu and Kashmir (see annex).

I would be grateful if the present letter and its annex could be circulated as a document of the Security Council in connection with the item entitled "The India-Pakistan question".

(*Signed*) Nabeel **Munir**
Deputy Permanent Representative
Chargé d'affaires a.i.

17-08103 (E) 240517

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Annex to the letter dated 18 May 2017 from the Chargé d'affaires a.i. of the Permanent Mission of Pakistan to the United Nations addressed to the President of the Security Council

Letter dated 27 April 2017 from the Adviser to the Prime Minister of Pakistan on Foreign Affairs to the Secretary-General

Jammu and Kashmir dispute

We deeply appreciate your expression of interest in helping to resolve the Jammu and Kashmir dispute, soon after you assumed charge of the office.

As you are aware, the human rights situation in Indian-occupied Jammu and Kashmir has been a matter of profound concern for a long time, particularly the large-scale killing and blinding of hundreds of Kashmiris, including children, using pellet guns. Injuries and maimings, disappearances, false encounters, arrests and custodial killings and the rape of Kashmiri women, used as a tool to terrorize them, as well as systematic changes in demography to convert a Muslim-majority territory into a Muslim-minority state, are commonplace. India has not only constantly violated the Charter of the United Nations and all the international covenants and conventions on human rights in Indian-occupied Jammu and Kashmir, but also blatantly disrespected Security Council and United Nations Commission for India and Pakistan resolutions on Kashmir.

Demographic changes in Indian-occupied Jammu and Kashmir

India is trying to bring demographic changes to institute Hindu domination in Indian-occupied Jammu and Kashmir. I wish to apprise you of the recent developments in this regard in the succeeding part of the present letter. I have also enclosed relevant data, which serve as empirical evidence of Indian plans for demographic changes in Indian-occupied Jammu and Kashmir.* In this regard, the following steps are being taken by India:

- **Settlement of West Pakistan refugees.** A recent proposal by the 31-member Parliamentary Standing Committee on Home Affairs of the Indian Government to permanently settle the "West Pakistan refugees" in Indian-occupied Jammu and Kashmir has created unrest among the people of the Kashmir Valley. The so-called West Pakistan refugees do not hail from the State of Jammu and Kashmir. The Indian Government is trying slowly and gradually to integrate them into Indian-occupied Jammu and Kashmir, which is not only a violation of the state Constitution, but also a violation of Security Council resolutions on the Kashmir dispute, which forbid any material change until the implementation of the resolutions. Details regarding West Pakistan refugees are provided in enclosure I.

- **Issuance of permanent resident certificates.** Another attempt to change the demography of Indian-occupied Kashmir is a move in which children of Hindu families who do not belong to Jammu and Kashmir are being issued permanent resident certificates. To date, 500 such certificates have been issued to students in the Kishtwar district of Jammu, out of a proposed 5,000 in total.

- **Allotment of land to retired army personnel.** Recently, a new proposal has been floated to establish "Sainik" colonies by allotting land to retired army personnel who have served in Kashmir for a minimum of three years and to the families of army personnel who died during fighting in Kashmir. Under the

* The enclosures are being circulated in the language of submission only.

guise of a welfare measure, an attempt is being made to settle non-Kashmiris in Indian-occupied Jammu and Kashmir.

- **Issuance of land to non-Kashmiri Hindu industrialists.** Non-Kashmiri Hindu industrialists are being allotted land for establishing industries in areas other than industrial zones.

- **Establishment of separate townships for Kashmiri pandits.** The Government of India has asked the state government to earmark land for separate towns in the Valley for Kashmiri pandits, who are presently settled in different Indian states. Land for separate townships was identified in seven places, out of which land at three places has been shortlisted. Details regarding Kashmiri pandits are provided in enclosure II. While the Hurriyat leadership in Indian-occupied Jammu and Kashmir and the general public have always welcomed the return of Kashmiri pandits to their ancestral lands, they oppose the idea of separate townships, which would not only enable the Indian Government to settle non-Kashmiris there but would also enable manipulation on religious, social and political lines.

I hope, in all earnestness, that the foregoing will receive the urgent attention of the United Nations, the Security Council and the Office of the United Nations High Commissioner for Human Rights. The non-implementation of Security Council resolutions is leading to a grave human tragedy in Indian-occupied Jammu and Kashmir. It is the obligation of the United Nations to implement the Security Council resolutions on Jammu and Kashmir and to fulfil the promises made to the Kashmiris 70 years ago. This will not only end the immense sufferings of the millions of people of Jammu and Kashmir, but also bring peace and stability in South Asia.

(*Signed*) Sartaj **Aziz**

Enclosure I

WEST PAKISTAN REFUGEES

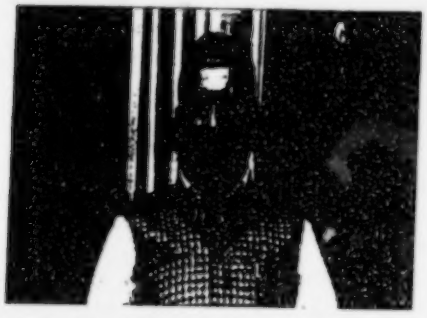
- These are the people who had migrated from West Pakistan at the time of partition and got settled from time to time in Jammu
- The refugees have been demanding state subject status of Jammu and Kashmir and have been fighting legal battles, as well
- **Total number of refugees : Varying from 150,000 to 17,00000 (As put by different relevant organizations)**

Highlights of the Recommendations of the Joint Parliamentary Committee

1. Granting of citizenship rights and rights to vote for legislative Assembly
2. Opening of Govt. schools for their wards
3. One time financial package of 3 million rupees

Concessions approved after recommendations

- Recruitment in Central Armed Police Forces
- Admission to children of refugees in Kendriya Vidyalaya Schools
- Waiving off condition of producing Domicile Certificate for recruitment in Defense Forces



Luba Ram Gandhi: Leader of the Refugees Association

SETTLEMENT OF WEST PAKISTAN REFUGEES - A SINISTER DESIGN

Recently, a Parliamentary Standing Committee on Home Affair of India has recommended to the Government of India to confer benefit of 'State Subject' and issue Permanent Resident Certificate to the West Pakistan Refugees (WPRs) who migrated to IOK in 1947. After the consent of Ministry of Home Affairs, the State Government will be required to approve it and make necessary amendment in the constitution of Jammu and Kashmir for implementing the recommendations. There are total of 1.1 Million such refugees out of which 0.15 Million are Hindus who migrated from Sialkot, Lahore and Jhelum and settled in various parts of Jammu (Lakhanpur to Akhnoor). These Refugees were not given Permanent Resident Certificate by the State Government as they were non-Kashmir residents of West Pakistan. Recommendations made by the Parliamentary Standing Committee on Home Affairs are given as under:-

- Constitution of Welfare and Relief Commission / Development Board.
- Granting Permanent Resident Certificate (PRC) to the west-Pakistani refugees.
- Right of vote and representation in both Houses of Jammu and Kashmir.
- Reservation of two seats in the State Assembly of IOK for WPRs and defreezing of 8 seats out of 24 which are designated for AJK in favour of displaced persons (DPs).
- Reservation of jobs in Armed Forces and raising of separate Battalion in State police, Army and Paramilitary Forces.
- Reservation of seats for their Wards in Technical and other professional Institutions.
- Indian Rupees 30 Lakh package per family of the WPRs as one time financial assistance.
- Provision of monthly cash and Ration, etc.

Implications. This is an Indian attempt to bring demographic changes in IOK by bringing Hindu WPRs at par with Kashmiri Pandits. Some of the implications of this move are given as under:-

- It will enhance Hindu population in IOK with increased influence in Jammu region.
- WPRs will be allowed to buy properties in IOK, which will facilitate in enlarging the base of Hindu population in Kashmir Valley as well.
- WPRs will become entitled to cast vote, thereby enhancing support to the Hindu candidates.

- After issuance of Permanent Resident Certificate, seats of Jammu region will be enhanced from 37 to 47, which will tilt the balance of political power towards Jammu.
- By settling WPRs, Centre will increase its influence in IOK and will be able to steer the weak Muslim governments according to its own design.

Now, West Pak refugees can apply for armed forces

The decades-long issue of the West Pakistani refugees pushed by BJP government, as the state government today issued an order to issue identity certificates to them.

In his order today, Deputy Commissioner, Jammu, Simranjeet Singh has directed all tehsildars of Jammu district to issue identify certificates to the West Pakistani refugees in the state for the purpose of recruitment of their children settled in J&K in the Indian Armed Forces. The order has been issued with reference to the Divisional Commissioner, Jammu, and the Ministry of Home Affairs.

The Deputy Commissioner directed all tehsildars to ensure a smooth and hassle-free procedure of issuing the certificates and said the applicants should not be put to any inconvenience. The certificate will be issued by the naib tehsildars concerned.

A delegation of the West Pakistani refugees had met Home Minister Rajnath Singh on March 10, 2016, and had demanded issuance of certificate to entitle their children to recruitment in the Indian Armed Forces. Today's order was a follow-up action by the Union Home Ministry.

In January this year, the Home Ministry had directed the heads of all Central Armed Police Forces to consider the refugees for recruitment and include them in the recruitment drives conducted in the state.

Most of the West Pakistan refugees are settled in the Jammu region. They had fled Pakistan during Partition. The special status of J&K bars outsiders from getting the permanent resident status. The Ministry of Home Affairs has said the refugees, who are Indian citizens and have valid voter ID cards, be considered for recruitment in the forces.

Identity certificates

Deputy Commissioner, Jammu, Simranjeet Singh on Wednesday directed all tehsildars of Jammu district to issue identify certificates to the West Pakistani refugees in the state for the purpose of recruitment of their children in the Indian Armed Forces.

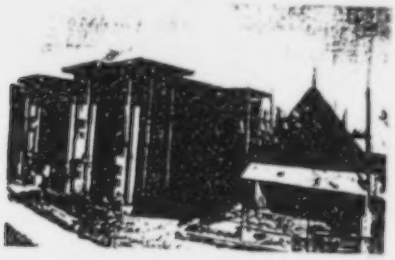
With this push, Indian government will try to settle these non-state subjects which will be an attempt to change the demography of the State thus violating the Constitution.

Enclosure 11

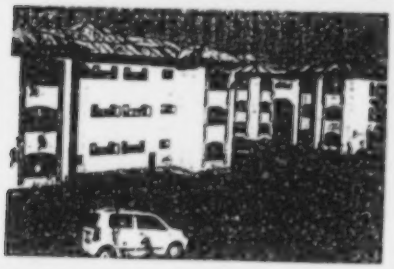
SEPARATE TOWNSHIPS FOR KASHMIRI PANDITS

Under the plan, three dedicated satellite cities would be developed in three districts of the valley for Kashmiri Pandits. One city each would come up in Central, South and North Kashmir respectively. The cities would be high tech and would be provided with all the following facilities:

- A medical college each duly recognized by the state Government would be set up in the three satellite cities.
- Two Regional Engineering Colleges would come up in every satellite city.
- 12 police stations would be set up in the three satellite cities so that there is no threat to the lives of Kashmiri Pandits.
- Four-degree colleges each would be established in the satellite cities.
- In addition to these 9 to 12 schools each would exist in the cities.



Structures built for Pandits at Sheikhpora in Badgam



Pandits living in Flats in Jammu built by the government

SEPARATE TOWNSHIPS FOR KASHMIRI PANDITS

Government of India had asked previous State Government to earmark land for separate towns for KPs in Valley who are presently settled in different states including Delhi. As per the Government data, there are total of 60,450 families comprising 3 Lakh people whereas, as per the Human Right NGOs state, strength is as follows -

- Total Families - 55, 304 families
- In Jammu - 34,105 families (Hindu 32,356, Sikh-1,749
- In Delhi - 19,338 families
- Other States - 1,861 families

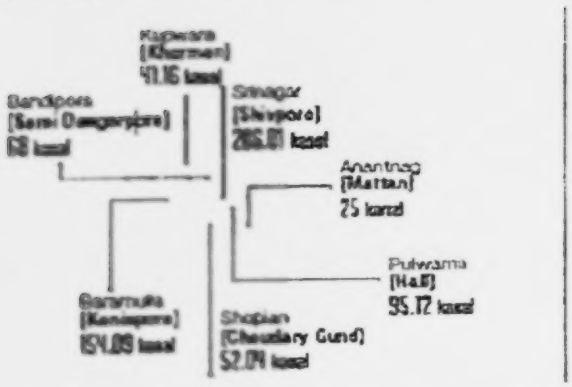
As per Alexander Evans, a British expert on Kashmir, the estimated number is between 150,000 to 160,000 only which is being exaggerated. During recent elections, 21 polling stations were established for KPs in Jammu exclusively for those settled in Jammu and different states.

BJP has initiated a move through its "Vision Document" to have separate three (3) assembly seats for KPs in the Valley. Presently, these KPs are spread over 16 constituencies and Hindu votes are divided in the Valley. Security Agencies including Indian Army, IB, RAW and BSF have however opposed the initiative due to the security reasons.

As per the recent survey, only 6000 families are willing to come back to the Valley. The scheme will require huge financial support which may even contribute in delaying the project.

PANDIT COLONIES: 7 SITES IDENTIFIED

Srinagar, Jun 16 2016 Greater Kashmir



Authorities in Kashmir have identified seven sites for construction of transit accommodations for displaced Kashmiri Pandits who want to return to the Valley, sources told Greater Kashmir.

Highly placed sources Wednesday revealed that DCs- who had been directed by the Government to identify land for construction of transit accommodation for Kashmiri Pandits who left the Valley in 90s, have proposed seven sites in different parts of Kashmir for the purpose.

The sites, according to sources, have been proposed in all three parts of Kashmir- North, South and Central.

In Central Kashmir district of Srinagar, the district administration has identified over 286.1 kanal land at Shivpora area of the city.

According to sources, six such places have been scouted in South and North Kashmir.

The DCs, in south Kashmir, have identified land at Choudary Gund Shopain (52.04 kanal), Mattan Islamabad (25 kanal) and Hall Pulwama (95.12 Kanal) for the purpose.

The authorities in north Kashmir have proposed KanisporaBaramulla (154.09 kanal), Sarai DangerporaBandipora(60 kanal) and KharmanKupwara (41.16 kanal) for the purpose.

Several DCs, who spoke on condition of anonymity, confirmed to Greater Kashmir that they have identified the land. "We have submitted all details regarding the land to the Government," they said.

As already reported by this newspaper, the State Government on Saturday revealed in the Legislative Assembly that 7,214.02 kanal land has been identified in Kashmir Valley for construction of transit accommodations for Kashmiri migrants who were recruited or would be recruited under Prime Minister's Development Package (PMDP) for the State.

The Government, however, had said suitability of the identified land was being ascertained by a committee constituted for the purpose.

According to sources, a high-level panel headed by Divisional Commissioner Kashmir has been constituted to look into feasibility and suitability of the land identified by DCs.

"The preliminary exercise regarding identification of the land has been carried out by respective DCs. Now the committee would look into whether these sites are suitable for constructing transit accommodations keeping in view different factors including security considerations," they said, but added that "nothing has been finalized yet."

"The Land identified at these places is private land," they said.

The State Revenue Minister Syed BashratBukhari had already informed the House that transit accommodations were being built for return of Kashmiri migrants under the Prime Minister's Development Package-2015.

Under the package, the Government of India has proposed construction of 6000 additional transit accommodation units in the Valley for the migrants, apart from 3000 additional jobs for them.

Chief Minister Mehbooba Mufti has repeatedly said over the past few weeks that there wouldn't be exclusive colonies for Kashmiri Pandits but they would be settled in transit accommodations before they decide to move to their original places.

"These will be transit accommodations and not townships where 50 percent of accommodation would be kept for Pandits and the remaining 50 percent for people from other communities," she has said.

The separatist groups, on the other hand, are up in arms against what they say Government's plans to set up Pandit colonies in Kashmir.

Govt has identified land in Baramulla for Kashmiri Pandit colony, say J&K officials

The Jammu and Kashmir government has finally identified a big chunk of land in North Kashmir's Baramulla district, close to the national highway and railway station, for setting up a colony for Kashmiri Pandits, officials have said.

The state government has been under pressure from the Centre for setting up separate colonies for Kashmiri Pandits in central, north and south Kashmir.

Officials said the state revenue department has finally zeroed in on a big chunk of land spread over over than 200 kanals at Kanispora Jehlum on the outskirts of

Baramulla district. They added that the state government has held talks with the owner of the land and he has reportedly agreed to give it to the government.

Revenue officials in Baramulla told The Indian Express that the land is being procured for a transit colony, like the ones the government has already set up for Kashmiri Pandit employees who volunteered to work in the Valley and were given government jobs.